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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, )  
09 Plaintiff, ) CASE NO. MJ 12-201  
10 v. )  
11 DYLAN MARLER, ) DETENTION ORDER  
12 Defendant. )  
13 \_\_\_\_\_ )

14 Offense charged: Attempted Possession of Cocaine with Intent to Distribute

15 Date of Detention Hearing: April 25, 2012.

16 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
17 based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
18 that no condition or combination of conditions which defendant can meet will reasonably  
19 assure the appearance of defendant as required and the safety of other persons and the  
20 community.

21 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

22 1. In addition to the pending charges in this matter, defendant has supervised

01 release revocation proceeding pending in Case Number CR07-184 MJP. In that case, his  
02 probation officer alleges that defendant violated the conditions of supervision by committing  
03 the instant alleged offense, failing to participate in mental health treatment, failing to report and  
04 submit to drug testing, and failing to submit his monthly report to his probation officer.

05         2. Defendant has been detained in the supervised release revocation matter.  
06 Therefore, the question of detention is essentially moot at this time. Defendant does not  
07 contest entry of an order of detention, indicating that a resolution of both matters may make it  
08 appropriate to revisit the issue of detention at a later time.

09         3. Defendant was not interviewed by Pretrial Services in relation to this matter.  
10 Much of his background information is not verified or not known at this time.

11         4. Defendant poses a risk of nonappearance due to lack of verification of  
12 information, pending supervised release violations, and a history of failing to comply with  
13 supervised release. He poses a risk of danger due to the fact the alleged instant charges  
14 occurred while on supervised release, criminal history, and a history of failing to comply with  
15 court supervision.

16         5. There does not appear to be any condition or combination of conditions that will  
17 reasonably assure the defendant's appearance at future Court hearings while addressing the  
18 danger to other persons or the community.

19 It is therefore ORDERED:

- 20         1. Defendant shall be detained pending trial and committed to the custody of the Attorney  
21         General for confinement in a correction facility separate, to the extent practicable, from  
22         persons awaiting or serving sentences or being held in custody pending appeal;

- 01 2. Defendant shall be afforded reasonable opportunity for private consultation with  
02 counsel;
- 03 3. On order of the United States or on request of an attorney for the Government, the  
04 person in charge of the corrections facility in which defendant is confined shall deliver  
05 the defendant to a United States Marshal for the purpose of an appearance in connection  
06 with a court proceeding; and
- 07 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
08 for the defendant, to the United States Marshal, and to the United State Pretrial Services  
09 Officer.

10 DATED this 25th day of April, 2012.

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13 Mary Alice Theiler  
14 United States Magistrate Judge  
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